

## Archuleta, Richard

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**From:** Dean, Abigail  
**Sent:** Monday, December 15, 2014 4:18 PM  
**To:** bruce@pantherdi.com  
**Subject:** RE: Panther Development Investments, LLC

Hello Mr. Lott. I apologize for the delayed response. Unfortunately, I have a conflict at 9am on Thursday. Would 10:30 AM MST work for you? The other option would be 8 AM MST but I will have to check with Emilio to see how early he will be in the office on Thursday.

Thanks,

Abby

-----Original Message-----

From: bruce@pantherdi.com [mailto:bruce@pantherdi.com]

Sent: Monday, December 15, 2014 12:23 PM

To: Dean, Abigail

Cc: Llamozas, Emilio

Subject: Re: Panther Development Investments, LLC

Ms Dean

Thursday morning would be preferable for me. Would 9:00 AM your time (11:00 AM EST) work. I wasn't planning on having our attorney involved in the discussions. Thanks. Bruce.

Bruce Lott

Executive V.P.

Panther Development Investments LLC

513.535.4006

> On Dec 15, 2014, at 1:48 PM, "Dean, Abigail" <Dean.Abigail@epa.gov> wrote:

>

> Mr. Lott:

>

> Emilio Llamozas and I discussed your case and would like to set up a phone conference this week to address a few items. Would sometime Wednesday afternoon, Thursday morning, or Friday work for you? Also, could you please let me know if you are represented by an attorney. If so, I will invite him or her to join us on the call as well.

>

> Thank you,

> Abby

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> Abigail Dean, Attorney

> Regulatory Enforcement Unit

> Legal Enforcement Program (8ENF-L)

> USEPA Region 8

> 1595 Wynkoop Street

> Denver, CO 80202-1129

> 303-312-6106

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> -----Original Message-----

> From: bruce@pantherdi.com [mailto:bruce@pantherdi.com]

> Sent: Wednesday, December 10, 2014 2:17 PM

> To: Llamozas, Emilio

> Cc: Alex Moreno; Dean, Abigail

> Subject: Ref 8ENF-W-NP

>

> Emilio.... I am in receipt of your Letter of a Potential Violation of the Clean Water Act. I immediately contacted the design civil engineer on the project and he said that back in May 2013 when he was developing the site plan he was told that a SWPP plan was not required on the tribal land. It appears that was bad information. I then contacted a North Dakota based civil, Bartlett & West and their engineer, Greg Feser, said he would put together a SWPP, but in the meantime I should get in touch with your SWPP coordinator to go over the requirements for submitting the plan. I've left a message with Greg Davis at your office, but I haven't heard back from him.

> Ms Abigail Dean called today, and after a long conversation she said she would contact you and relay the crux of our conversation. She gave me your phone number, which wasn't included in the certified letter. I've since left you a message explaining the the reason we didn't apply for a SWPP permit

> If you could please return my call I would love to get this issue resolved and get the proper erosion control measures in place. We had a seeding company hydro-seed the entire Black Eagle Estates project, and we have straw waddles and silt fence around the bee hive catch basin grate that handles a big part of the drainage. With the winter temperatures in the Mandaree area I realize there is little that can be done right now, but we will get things ready in preparation for spring thaw.

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> Thank You Bruce Lott Executive V.P.

> Panther Development Investments LLC

> 513.535.4006

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